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B1 (Official Form 1)(4/10)		ocument	ı a	ge i oi	20			
	d States Ban Castern District						Voluntary	Petition
Name of Debtor (if individual, enter Last, Fi Oliver's Logistics, LLC	rst, Middle):		Name	of Joint De	ebtor (Spouse) (Last, First, 1	Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						foint Debtor in trade names):	the last 8 years	
Last four digits of Soc. Sec. or Individual-Ta (if more than one, state all) 51-0653880	xpayer I.D. (ITIN) No	o./Complete EIN		our digits o		· Individual-Ta	axpayer I.D. (ITIN) N	o./Complete EIN
Street Address of Debtor (No. and Street, Cit 3614 Pruden Boulevard Suffolk, VA	y, and State):	ZID C. I	Street	Address of	Joint Debtor	(No. and Stre	et, City, and State):	ZID C. I
		ZIP Code 23434	-					ZIP Code
County of Residence or of the Principal Place Suffolk City	e of Business:	1 20404	Count	y of Reside	ence or of the	Principal Plac	ce of Business:	1
Mailing Address of Debtor (if different from P.O. Box 301 Suffolk, VA	street address):		Mailir	ng Address	of Joint Debt	or (if different	t from street address):	
J		ZIP Code	4					ZIP Code
Location of Principal Assets of Business Deb	tor 3608 Pri	23439 uden Boulev	 ard					
(if different from street address above):		VA 23434	u. u					
Type of Debtor (Form of Organization) (Check one box) ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entitie check this box and state type of entity below.)	(Ch	eck one box) Business Real Estate as d § 101 (51B) Broker	Chapter 7 Chapter 9 Chapter 11 Chapter 15 Petitic of a Foreign Main Chapter 12 Chapter 13 Chapter 13 Chapter 15 Petitic of a Foreign Mont Chapter 13 Chapter 15 Petitic of a Foreign Nont Nature of Debts (Check one box) Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for		apter 15 Petition for R A Foreign Main Procee Apter 15 Petition for R A Foreign Main Procee Apter 15 Petition for R A Foreign Nonmain Pr of Debts one box) Debts busin	ecognition eding ecognition		
Filing Fee (Check one Full Filing Fee attached Filing Fee to be paid in installments (applicable attach signed application for the court's conside debtor is unable to pay fee except in installment Form 3A. Filing Fee waiver requested (applicable to chapattach signed application for the court's consideration)	e to individuals only). Moration certifying that the ts. Rule 1006(b). See Otter 7 individuals only).	Iust e Check if: I De Check if: De are Check all Must m 3B.	btor is a si btor is not btor's agg less than applicable olan is bein ceptances	a small businegate nonco \$2,343,300 (expression) business filed with of the plan were assured to	debtor as defin ness debtor as d ntingent liquida amount subject this petition.	ated debts (exclusive to adjustment of		ee years thereafter).
Statistical/Administrative Information ■ Debtor estimates that funds will be availa □ Debtor estimates that, after any exempt p there will be no funds available for distril Estimated Number of Creditors	roperty is excluded a	nd administrative		es paid,		THIS S	SPACE IS FOR COURT	USE ONLY
1- 50- 100- 200- 49 99 199 999	1,000- 5,000 5,001- 10,000	10,001- 2	5,001- 0,000	50,001- 100,000	OVER 100,000			
Estimated Assets So to \$50,001 to \$500,000 to \$500,000 to \$100,000 \$500,000 to \$1 million	\$1,000,001 \$10,000,000 to \$10 to \$50 million	to \$100 to] 100,000,001 0 \$500 nillion	\$500,000,001 to \$1 billion	More than \$1 billion			
Estimated Liabilities	\$1,000,001 \$10,000,0 to \$10 to \$50] 100,000,001 0 \$500	\$500,000,001 to \$1 billion				

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Page 2 of 25 B1 (Official Form 1)(4/10) Name of Debtor(s): **Voluntary Petition** Oliver's Logistics, LLC (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Date Filed: Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, forms 10K and 10Q) with the Securities and Exchange Commission 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. П Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

B1 (Official Form 1)(4/10)

Document

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Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s): Oliver's Logistics, LLC

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Todd D. Rothlisberger

Signature of Attorney for Debtor(s)

Todd D. Rothlisberger 45819

Printed Name of Attorney for Debtor(s)

HARRY JERNIGAN CPA ATTORNEY, P.C.

Firm Name

258 N Witchduck Road Suite C

Virginia Beach, VA 23462

Address

757-490-2200 Fax: 757-490-0280

Telephone Number

August 29, 2011

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Todd L. Oliver

Signature of Authorized Individual

Todd L. Oliver

Printed Name of Authorized Individual

Member

Title of Authorized Individual

August 29, 2011

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

_	_	_	
7	۱	,	

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

RESOLUTION OF THE MEMBERS

OF

OLIVER'S LOGISTICS, LLC

ACTION BY MEMBERS WITHOUT A SPECIAL MEETING

I, the undersigned, being the sole-member of **Oliver's Logistics, LLC**, a Virginia limited liability company, do hereby unanimously consent, and agree to the adoption without a meeting of the following resolutions:

RESOLVED, that the limited liability company is hereby authorized to file a petition pursuant to Chapter 11, Title of the United Stated Code and thereafter proceed to effect a financial reorganization in accordance with the Federal Bankruptcy Code, and it is

RESOLVED, that the limited liability company engaged Harry Jernigan CPA Attorney, P.C. to represent the limited liability company during and in connection with the aforementioned bankruptcy proceedings and to perform all legal services as general counsel for the limited liability company, and it is

RESOLVED, that Todd L. Oliver, Operating Manager, will be the designated representative for the limited liability company, and it is

FURTHER RESOLVED, that the officers be authorized and directed to execute any and all documents and do all other things necessary to effect the intentions of the above resolutions.

There being no further resolutions required at this time, the above is hereby agreed and approved.

Todd L. Oliver, Member

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B4 (Official Form 4) (12/07)

United States Bankruptcy Court Eastern District of Virginia

In re	Oliver's Logistics, LLC			
		Debtor(s)	Chapter	11

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
American Home Assurance Co. c/o Wilson C. Pasley, Esquire 505 S.Jefferson St, POB 2739 Roanoke, VA 24001	American Home Assurance Co. c/o Wilson C. Pasley, Esquire 505 S.Jefferson St, POB 2739 Roanoke, VA 24001	attorney for American Home Assurance Co.	Disputed	68,000.00
American Interstate Insurance 2301 Highway 190 W Deridder, LA 70634	American Interstate Insurance 2301 Highway 190 W Deridder, LA 70634	services		11,983.00
Burgess & Co., P.C. P.O. Box 634 Franklin, VA 23851	Burgess & Co., P.C. P.O. Box 634 Franklin, VA 23851	accounting		6,474.00
Carr Transport, Inc. P.O. Box 627 New Stanton, PA 15672	Carr Transport, Inc. P.O. Box 627 New Stanton, PA 15672	services		15,200.00
Charlie White Starr Motors 2584 Pruden Blvd Suffolk, VA 23434	Charlie White Starr Motors 2584 Pruden Blvd Suffolk, VA 23434	services		9,165.00
East Coast Truck and Trailer 2906 Elmhurst Ln Portsmouth, VA 23701	East Coast Truck and Trailer 2906 Elmhurst Ln Portsmouth, VA 23701	Truck lease		5,434.00
Flynn Automotive, Inc. 1281 Mountain View Road Towanda, PA 18848	Flynn Automotive, Inc. 1281 Mountain View Road Towanda, PA 18848	services		3,600.00
Infinity Auto Express, Inc. 3515 Mattingly Road Buckner, KY 40010	Infinity Auto Express, Inc. 3515 Mattingly Road Buckner, KY 40010	services		5,600.00
Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346	Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346	income tax liabilities	Contingent Unliquidated Disputed	3,500.00
Jake's Truck Shop, Inc. P.O. Box 506 1875 Junction Road Manheim, PA 17545	Jake's Truck Shop, Inc. P.O. Box 506 1875 Junction Road Manheim, PA 17545	Equipment lease payments		11,982.00

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In re	Oliver's Logistics, LLC	Case No.	
	Debtor(s)	· · · · · · · · · · · · · · · · · · ·	

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
Name of creditor and complete mailing address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim [if secured, also state value of security]
Kings Fork Diesel Truck Services, Inc. 3608 Pruden Blvd Suffolk, VA 23434	Kings Fork Diesel Truck Services, Inc. 3608 Pruden Blvd Suffolk, VA 23434	services		3,717.00
M&M Fleet Repair, Inc. P.O. Box 6754 2792 Trade Street Chesapeake, VA 23323	M&M Fleet Repair, Inc. P.O. Box 6754 2792 Trade Street Chesapeake, VA 23323	services		13,587.00
Midwest Auto Transport, Inc. 1137 E. McPherson Hwy Clyde, OH 43410	Midwest Auto Transport, Inc. 1137 E. McPherson Hwy Clyde, OH 43410	services		3,025.00
Miller Mart 2672 Pruden Blvd Suffolk, VA 23434	Miller Mart 2672 Pruden Blvd Suffolk, VA 23434	services		6,131.00
Pasha Auto Trucking, LLC 500 W. Elm St Lebanon, MO 65536	Pasha Auto Trucking, LLC 500 W. Elm St Lebanon, MO 65536	services		5,500.00
Pender & Coward 222 Central Park Avenue Suite 400 Virginia Beach, VA 23462-3026	Pender & Coward 222 Central Park Avenue Suite 400 Virginia Beach, VA 23462-3026	services		5,287.00
Precision Diesel, LLC 926 Freeman Mill Road Suffolk, VA 23438	Precision Diesel, LLC 926 Freeman Mill Road Suffolk, VA 23438	services		11,210.00
Scott Transportation, Inc. P.O. Box 747 East Windsor, CT 06088	Scott Transportation, Inc. P.O. Box 747 East Windsor, CT 06088	services		3,400.00
Taylor Johnson Group 1081 19th St, Ste 300 Virginia Beach, VA 23451	Taylor Johnson Group 1081 19th St, Ste 300 Virginia Beach, VA 23451	services		3,625.00
Western Branch Diesel, Inc. P.O. Box 7788 3504 Shipwright Street Portsmouth, VA 23703	Western Branch Diesel, Inc. P.O. Box 7788 3504 Shipwright Street Portsmouth, VA 23703	services		7,304.00

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B4 (Offi	cial Form 4) (12/07) - Cont.		
In re	Oliver's Logistics, LLC	Case No.	
	Debtor(s)		

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, the Member of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date	August 29, 2011	Signature	/s/ Todd L. Oliver
			Todd L. Oliver
			Member

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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United States Bankruptcy Court Eastern District of Virginia

In re	Oliver's Logistics, LLC		Case No.		
-		Debtor ,			
			Chapter	11	
	LICTO		AL DEDC		

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Rule 1007(a)(3) for filing in this chapter 11 case.

Name and last known address	Security	Number of Securities	Kind of
or place of business of holder	Class		Interest
Todd L. Oliver 563 Longstreet Lane Suffolk, VA 23434	membership interest	100%	LLC membership units

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the Member of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date_	August 29, 2011	Signature /s/ Todd L. Oliver
		Todd L. Oliver
		Member

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.

18 U.S.C §§ 152 and 3571.

AC Transportation, Inc. 119 E. Penn Avenue Cleona, PA 17042

ADT Security Services P.O. Box 371967 2858 Banksville Rod Pittsburgh, PA 15250-7490

All Points Capital Corp 275 Broadhollow Rd Melville, NY 11747

American Home Assurance Co. c/o Wilson C. Pasley, Esquire 505 S.Jefferson St, POB 2739 Roanoke, VA 24001

American Home Assurance Co. 70 Pine Street, Floor 1 New York, NY 10270

American Interstate Insurance 2301 Highway 190 W Deridder, LA 70634

Artic, Inc. 6262 Holland Road Suffolk, VA 23437

Auto Express Transport, Inc. P.O. Box 599 Seaford, DE 19973

Bay Disposal, Inc. Meeks Disposal Corp. 465 East Indian River Rd Norfolk, VA 23523

Burgess & Co., P.C. P.O. Box 634 Franklin, VA 23851

Calina M. Duncan C&E Pulling LLC 390 Rivermoor Drive Mogadore, OH 44260

Carr Transport, Inc. P.O. Box 627 New Stanton, PA 15672

Charlie White Starr Motors 2584 Pruden Blvd Suffolk, VA 23434

Charter Communications P.O. Box 348 Suffolk, VA 23434

Chip's Repair & Towing P.O. Box 767 1137 Myrtle Street Suffolk, VA 23434

Cintas Corporation P.O. Box 630803 Cincinnati, OH 45263

Commercial Cash Flow, LLC 3330 Pacific Avenue, Suite 203 Virginia Beach, VA 23451

D. Willis Trucking, LLC P.O. Box 2014 1780 Harvest Dr Frederick, MD 21702

Daimler Truck Financial 13650 Heritage Parkway Fort Worth, TX 76177

David L. Arnold Pender & Coward PC 160 West Washington St Suffolk, VA 23434 Dayton Auto Transport, Inc. 109 Zavala Dr. Pharr, TX 78577

East Coast Truck and Trailer 2906 Elmhurst Ln Portsmouth, VA 23701

Equilease Financial Services 50 Washington St, 10th Flr South Norwalk, CT 06854-2710

FCC Equipment Financing, Inc. P.O. Box 56347 Jacksonville, FL 32241

First Premier Bank P.O. Box 5147 601 S. Minnesota Ave Sioux Falls, SD 57104

FleetOne Factoring, LLC 613 Bakertown Road Antioch, TN 37013

Flynn Automotive, Inc. 1281 Mountain View Road Towanda, PA 18848

George Scribner 20508 Shady Pond Lane Zuni, VA 23898

Greg Herndon 965 Hampden Road Elizabethtown, PA 17022

HLC, III and HLC, IV, LLC c/o Cross Realty Management Co 1707 N. Main St Suffolk, VA 23434

Infinity Auto Express, Inc. 3515 Mattingly Road Buckner, KY 40010

Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346

J&E Trucking LLC 269 Rote 87 Columbia, CT 06237

Jake's Truck Shop, Inc. P.O. Box 506 1875 Junction Road Manheim, PA 17545

Key Equipment Finance 11030 Circle Point Rd, 2nd Flr Broomfield, CO 80020

Kings Fork Diesel Truck Services, Inc. 3608 Pruden Blvd Suffolk, VA 23434

Lakeland Bank 250 Oak Ridge Road Oak Ridge, NJ 07438

Lighthouse Transportation Services, LLC 2906 Elmhurst Ln Portsmouth, VA 23701

M&M Fleet Repair, Inc. P.O. Box 6754 2792 Trade Street Chesapeake, VA 23323

Michael T. Oliver 1652 Pitch Kettle Road Suffolk, VA 23434

Midwest Auto Transport, Inc. 1137 E. McPherson Hwy Clyde, OH 43410 Miller Mart 2672 Pruden Blvd Suffolk, VA 23434

Moore Transport of Tulsa, LLC 1111 Jupiter Rd, Ste 118E Plano, TX 75074

Optima 4417 Corporation Lane Virginia Beach, VA 23462

Pasha Auto Trucking, LLC 500 W. Elm St Lebanon, MO 65536

Pender & Coward 222 Central Park Avenue Suite 400 Virginia Beach, VA 23462-3026

People's United Equipment Finance Corp. P.O. Box 201490 Houston, TX 77216-1490

Precision Diesel, LLC 926 Freeman Mill Road Suffolk, VA 23438

PrePass 23566 Network Place Chicago, IL 60673

R&R Automotive Transport, Inc. 2708 Madison Street Chester, PA 19013

Reserve Account P.O. Box 856056 5101 Interchange Way Louisville, KY 40285 Ronald H. Williams, Treasurer City of Suffolk P.O. Box 1583 Suffolk, VA 23439

Safety Management, Inc. P.O. Box 12694 5219 Stanart St Norfolk, VA 23502

Scott Transportation, Inc. P.O. Box 747
East Windsor, CT 06088

Sentara Obici Occupational Health 2800 Goodwin Blvd Suffolk, VA 23434

Taylor Johnson Group 1081 19th St, Ste 300 Virginia Beach, VA 23451

Terminix P.O. Box 2587 Fayetteville, NC 28302-2587

Todd L. Oliver 563 Longstreet Lane Suffolk, VA 23434

Toyota Financial Services Commercial Finance P.O. Box 3457 Torrance, CA 90510-3457

Verizon Wireless Bankruptcy Administration P.O. Box 3397 Bloomington, IL 61702

Virginia Department of Taxation P.O. Box 2156 Richmond, VA 23218

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Virginia Employment Commission 5145 E Va Beach Blvd. Norfolk, VA 23502

Western Branch Diesel, Inc. P.O. Box 7788 3504 Shipwright Street Portsmouth, VA 23703 Case 11-73953-SCS Doc 1 Filed 08/29/11 Entered 08/29/11 18:14:02 Desc Main Document Page 16 of 25

United States Bankruptcy Court Eastern District of Virginia

In re	Oliver's Logistics, LLC		Case No.	
		Debtor(s)	Chapter	11
	CORPORATE	OWNERSHIP STATEMENT (R	ULE 7007.1)	
or recu follow	ant to Federal Rule of Bankruptcy Procusal, the undersigned counsel for Oliving is a (are) corporation(s), other that of any class of the corporation's(s') equ	ver's Logistics, LLC in the above can the debtor or a governmental unit,	aptioned action that directly of	n, certifies that the or indirectly own(s) 10% or
■ Non	ne [Check if applicable]			
	st 29, 2011	/s/ Todd D. Rothlisberger		
Date		Todd D. Rothlisberger 45819	L	
		Signature of Attorney or Litigant Counsel for Oliver's Logistics,		
		HARRY JERNIGAN CPA ATTORNI		
		258 N Witchduck Road Suite C		
		Virginia Beach, VA 23462		
		757-490-2200 Fax:757-490-0280		

Document

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SCHEDULE C (Form 1040)

Profit or Loss From Business

(Sole Proprietorship)

Partnerships, joint ventures, etc., generally must file Form 1065 or 1065-B.

OMB No. 1545-0074

Department of the Treasury Internal Revenue Service (99) Attachment Sequence No. ▶ Attach to Form 1040, 1040NR, or 1041. ▶ See Instructions for Schedule C (Form 1040). Social security number (SSN) Name of proprietor -1057Todd L Oliver, Sr. B Enter code from pages C-9, 10, & 11 Principal business or profession, including product or service (see page C-2 of the instructions Δ Transportation Services 484120 Employer ID number (EIN), if any Business name. If no separate business name, leave blank. C 51-0653877 Oliver's Logistics, LLC 104 Stumpy Lake Court Business address (including suite or room no.) Ε VA 23434 Suffolk City, town or post office, state, and ZIP code Other (specify) F Accounting method: (1) X Cash (2) Accrual (3) Did you "materially participate" in the operation of this business during 2009? If "No," see page C-3 for limit on losses G Н If you started or acquired this business during 2009, check here Part I Gross receipts or sales. Caution. See page C-4 and check the box if: • This income was reported to you on Form W-2 and the "Statutory employee" box on that form was checked, or 3,115,050 • You are a member of a qualified joint venture reporting only rental real estate 1 income not subject to self-employment tax. Also see page C-3 for limit on losses. 2 Returns and allowances 3,115,050 3 Subtract line 2 from line 1 3 4 4 Cost of goods sold (from line 42 on page 2) Gross profit. Subtract line 4 from line 3 3,115,050 5 5 Other income, including federal and state gasoline or fuel tax credit or refund (see page C-4) 6 6 3,115,050 7 Gross income. Add lines 5 and 6 7 Part II **Expenses.** Enter expenses for business use of your home only on line 30. 17,239 3,244 18 Office expense 18 8 8 Advertising Pension and profit-sharing plans 19 19 9 Car and truck expenses (see page C-4) 9 20 Rent or lease (see page C-6): 23,256 Commissions and fees 10 Vehicles, machinery, and equipment 20a 10 15,700 Other business property 186,089 Contract labor (see page C-4) ... 11 11 184,948 Repairs and maintenance 21 12 21 12 Supplies (not included in Part III) 22 22 13 Depreciation and section 179 Taxes and licenses 110,091 23 expense deduction (not included in Part III) (see page 24 Travel, meals, and entertainment: 16,741 Travel 13 588,461 24a Employee benefit programs Deductible meals and entertainment (see page C-6) 2,289 (other than on line 19) 24b 14 Utilities 2,320 Insurance (other than health) 15 189,732 25 25 15 Wages (less employment credits) 26 854,201 26 16 Other expenses (from line 48 on 16a 27 Mortgage (paid to banks, etc.) а 113,744 882,485 27 16b page 2) b 17 Legal and professional 1,873 17 services 3,192,413 Total expenses before expenses for business use of home. Add lines 8 through 27 28 28 -77,363 29 Tentative profit or (loss). Subtract line 28 from line 7 29 30 Expenses for business use of your home. Attach Form 8829 30 Net profit or (loss). Subtract line 30 from line 29. 31 • If a profit, enter on both Form 1040, line 12, and Schedule SE, line 2, or on Form 1040NR, line 13 (if you checked the box on line 1, see page C-7). Estates and trusts, enter on Form 1041, line 3. 31 -77,363 • If a loss, you must go to line 32. If you have a loss, check the box that describes your investment in this activity (see page C-7). • If you checked 32a, enter the loss on both Form 1040, line 12, and Schedule SE, line 2, or on Form 1040NR, line 13 (if you checked the box on line 1, see the line 31 instructions on page C-7). 32a All investment is at risk. 32b Some investment is not Estates and trusts, enter on Form 1041, line 3. at risk.

• If you checked 32b, you must attach Form 6198. Your loss may be limited.

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T	odd L Oliver, Sr.	-10)57	
	edule C (Form 1040) 2009 Transportation Services			Page :
P	art III Cost of Goods Sold (see page C-8)			
33	Method(s) used to value closing inventory: a Cost b Lower of cost or market c Other (attach explanation)	on)		
34	Was there any change in determining quantities, costs, or valuations between opening and closing inventory? If "Yes," attach explanation		☐ Yes	□No
	If "Yes," attach explanation		. 🗀	ш
35	Inventory at beginning of year. If different from last year's closing inventory, attach explanation	35		
36	Purchases less cost of items withdrawn for personal use	36		
37	Cost of labor. Do not include any amounts paid to yourself	37		and Miller .
38	Materials and supplies	38		<u></u>
39	Other costs	39		
40	Add lines 35 through 39	40	Lychts	<u></u>
41	Inventory at end of year	41		
42	Cost of goods sold. Subtract line 41 from line 40. Enter the result here and on page 1, line 4	42		
	and are not required to file Form 4562 for this business. See the instructions for line out if you must file Form 4562.			
43 44	When did you place your vehicle in service for business purposes? (month, day, year) ▶ Of the total number of miles you drove your vehicle during 2009, enter the number of miles you used your vehicle for:			
	Business b Commuting (see instructions) c Other			
45			☐ Yes	П №
46	Was your vehicle available for personal use during off-duty hours? Do you (or your spouse) have another vehicle available for personal use?		Yes	No
47a	and the second s		Yes	☐ No
b	If "Yes" is the evidence written?		Yes	No
	ort V Other Expenses. List below business expenses not included on lines 8-26 or line 30	·	00	32,485
S	ee Statement 1	···· }		, 403
		····		- 100
		[***************************************	

		-		
		-	MANAGE PROPERTY AND ADDRESS OF THE PARTY AND A	
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		····		
		<u>[</u>		
				0 405
48	Total other expenses. Enter here and on page 1, line 27	48	88	2,485

Doc 1

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Desc Main

Identifying number

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Sales of Business Property (Also Involuntary Conversions and Recapture Amounts Under Sections 179 and 280F(b)(2))

Internal Revenue Service (99)

Attach to your tax return.

See separate instructions.

Attachment Sequence No.

OMB No. 1545-0184

Nam	e(s) shown or	n return				Ident	ifying nu	nber
m	۳ ادادها	01:	en c chal	.ly E Anderson			_	1057
1				ges reported to you for 200		000 S (or		100,
•				line 2, 10, or 20 (see instru			11	
Р	art I	Sales or Exch	anges of Prop	erty Used in a Trade	or Business and Ir		versio	ns From Other
-815 E				st Property Held Mo				
					(e) Depreciation	(f) Cost or oth	er	(g) Gain or (loss)
2 ^{(a}) Description	(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)	(d) Gross sales price	allowed or allowable since	basis, plus improvements a	and l	Subtract (f) from the
	of property	(mo., day, yr.)	(1110., day, yi.)	sales price	acquisition	expense of sa	1	sum of (d) and (e)
							_	
3		ny, from Form 4684					3	
4	Section 12	231 gain from insta	allment sales from F	Form 6252, line 26 or 37			4	
5				anges from Form 8824			5	
6			m other than casua				6	
7				oss) here and on the approp			7	0
	Partnersh	ips (except election	ng large partnersh	ips) and S corporations. or Form 1120S, Schedule	Report the gain or (loss) to	ollowing the		
				ders, and all others. If line				
	line 7 on I	ine 11 below and s	kip lines 8 and 9. If	fline 7 is a gain and you di	d not have any prior year s	section 1231		
				ar, enter the gain from line 8, 9, 11, and 12 below.	7 as a long-term capital ga	ain on the	50.305	
8				or years (see instructions)			8	
9				-0 If line 9 is zero, enter t	he gain from line 7 on line	12 below. If line		
_	9 is more	than zero, enter the	e amount from line	8 on line 12 below and ent	er the gain from line 9 as a	a long-term	9	
- 5				turn (see instructions) (see instructions)			131	
				11 through 16 (include pro	norty held 1 year or less):	· · · · · · · · · · · · · · · · · · ·		Luci page
10	2002 F	ord Crown	Victoria	11 tillough to (include pro	perty field if year of less).			
	2002 1		07/10/09		1,476	4.	100	1,476
		12/13/00	07,20,00	-,				
11	Loss, if an	y, from line 7					11 (
12			mount from line 8, if	applicable			12	
13		y, from line 31					13	
14	Net gain o	r (loss) from Form	4684, lines 35 and				14	
15				0050 " 05 00			15	
16	Ordinary g	ain or (loss) from l	like-kind exchanges	from Form 8824			16	
17	Combine I	ines 10 through 16	.				17	1,476
18	For all exc	ept individual retur	ns, enter the amou	nt from line 17 on the appr	opriate line of your return	and skip lines a		
	and b belo	w. For individual re	eturns, complete lin	es a and b below:				
а	If the loss	on line 11 includes	s a loss from Form	4684, line 39, column (b)(ii), enter that part of the los	s here. Enter the		
	part of the	loss from income-	producing property	on Schedule A (Form 1040)), line 28, and the part of	the loss from		
	property u	sed as an employe	ee on Schedule A (Form 1040), line 23. Identif	y as from "Form 4797, line	18a." See		
	instructions						18a	: : : : : : : : : : : : : : : : : : : :
b	Redetermi	ne the gain or (loss	s) on line 17 exclud	ling the loss, if any, on line	18a. Enter here and on Fo	orm 1040, line 14	18b	1,476

There are no amounts for Page 2

Form 4797 (2009)

For Paperwork Reduction Act Notice, see separate instructions.

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4562

Name(s) shown on return

Depreciation and Amortization

(Including Information on Listed Property)

OMB No. 1545-0172

67

Department of the Treasury Internal Revenue Service

▶ See separate instructions.

► Attach to your tax return

Identifying number -1057

Todd L Oliver, Sr. Business or activity to which this form relates Transportation Services Election To Expense Certain Property Under Section 179 Part I Note: If you have any listed property, complete Part V before you complete Part I. 250,000 Maximum amount. See the instructions for a higher limit for certain businesses Total cost of section 179 property placed in service (see instructions) 2 2 800,000 3 Threshold cost of section 179 property before reduction in limitation (see instructions) 3 4 Reduction in limitation. Subtract line 3 from line 2. If zero or less, enter -0-4 5 Dollar limitation for tax year. Subtract line 4 from line 1. If zero or less, enter -0-. If married filing separately, see instructions ... 5 (b) Cost (business use only) (a) Description of property 6 Listed property. Enter the amount from line 29 7 8 Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7 8 Tentative deduction. Enter the smaller of line 5 or line 8 9 9 10 Carryover of disallowed deduction from line 13 of your 2008 Form 4562 10 11 Business income limitation. Enter the smaller of business income (not less than zero) or line 5 (see instructions) 11 12 Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11 ... 12 13 Carryover of disallowed deduction to 2010. Add lines 9 and 10, less line 12 13 Note: Do not use Part II or Part III below for listed property. Instead, use Part V. Special Depreciation Allowance and Other Depreciation (Do not include listed property.) (See instr.) Part II Special depreciation allowance for qualified property (other than listed property) placed in service 14 14 during the tax year (see instructions) 15 Property subject to section 168(f)(1) election 15 16 Other depreciation (including ACRS) 16 MACRS Depreciation (Do not include listed property.) (See instructions.) Part III Section A 586,602 MACRS deductions for assets placed in service in tax years beginning before 2009 17 If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here 18 Section B-Assets Placed in Service During 2009 Tax Year Using the General Depreciation System (b) Month and year (c) Basis for depreciation (d) Recovery (f) Method (a) Depreciation deduction (business/investment use (e) Convention (a) Classification of property period only-see instructions) service 19a 3-year property 343 1,877 5.0 MO 200DB b 5-year property 7-year property 10-year property d 15-year property е 20-year property 25 yrs. 25-year property S/L 27.5 yrs. MM Residential rental property 27.5 yrs. MM S/L MM S/L 39 yrs. Nonresidential real property MM Section C-Assets Placed in Service During 2009 Tax Year Using the Alternative Depreciation System 20a Class life S/L 12 yrs. 12-year MM S/L 40-year 40 yrs. С Part IV Summary (See instructions.) 1,516 21 Listed property. Enter amount from line 28 21 Total, Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21. Enter here 588,461 and on the appropriate lines of your return. Partnerships and S corporations—see instructions 22 For assets shown above and placed in service during the current year, enter the 23 portion of the basis attributable to section 263A costs 23

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Page 2

Todd L Oliver, Sr.

-1057

Form	4562 (2009))														Page 2
P	art V	Listed Prope	erty (Include	automob	iles, cer	tain c	other \	/ehicle	s, cellu	ılar tel	lephon	es, ce	rtain co	ompute	ers, an	d
		property use Note: For any v	d for enterta	inment, re	ecreation	n, or	amuse	ement.)) oductina	loaco d	ynanca	comple	te only 2	94a		
		24b, columns (a) through (c) of S	Section A, al	l of Sectio	n B, ar	nd Secti	on C if a	pplicable	€.						
		Section A	-Depreciation	and Other I	nformatio	n (Cau	tion: S	ee the ir	struction	ns for lir	nits for p	assenge	er autom	obiles.)		
24a	Do you h	ave evidence to supp	ort the business/inv	vestment use	claimed?	X	Yes	No	24b	If "Yes,	" is the	evidence	written?		X Yes	No
	(a) (b) (c) (c)		(d			(e)		(f)		(g)		(h)		1	i)	
	of property	Date placed in	Business/ investment use	Cost or	other		s for dep		Recover	, i	Method/		Depreciati			section cost
(list	vehicles first)	service	percentage	bas	sis	(bus	iness/inv use onl		period	C	onvention		deductio	in	1,0	
25		depreciation allowa	ance for qualified	l listed prop	erty placed	d in se	rvice du	iring the								
		and used more th									2	5				
26		used more than 5									•					
<u>26</u>		atement 2	o 70 HT a quanto	a baointoob t			-									
			%		6,789		6	,789					1	,516		
			/0		0,.00			,	 					-		
			0/													
			%0						1						I	
27	Property	used 50% or less	in a qualilled bu	isiness use.		-			T .	T		T.	****			
						:				S/	l _					
			%						-	- 3/	<u> </u>	-			1	
										S/	ı					
			%			<u> </u>			<u> </u>			_	1	,516	1	
28		ounts in column (h									<u> </u>	8		' — — —		
29	Add amo	ounts in column (i)	, line 26. Enter h											_ 29	<u> </u>	
					tion B—In											
Com	plete this	section for vehicle	s used by a sole	proprietor,	partner, or	other	"more t	han 5%	owner,"	or relate	ed perso	n. If you	provided	d vehicle	S	
to yo	ur employee	s, first answer the qu	estions in Section	C to see it you	u meet an e	xception	to comp	oleting this	section t	or those	verlicles.				Т	
30	Total bu	siness/investment	miles driven		(a)		(b)	(c)	'	(d)	(e)	(f)	
	during th	ne year (do not inc	lude		Vehicle	e 1	Veh	icle 2	Veh	icle 3	Vet	icle 4	Veh	icle 5	Veh	icle 6
	commuti	ng miles)														
31	Total co	mmuting miles driv														
32		ner personal (nonc														
33		es driven during th		• • •												
		thus ush 20														-
34		vehicle available			Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No
•		ng off-duty hours?														
35		vehicle used prim														
00		n 5% owner or re														
36		er vehicle available		 .e?												
30	15 0110011		Section C—Que		Employers	: Who	Provide	Vehicle	es for II	se by T	heir Em	plovees	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	·		
۸	uar thann	questions to deten														
		owners or related			311 to 00111¢	noung	000	D 101 10								
		maintain a written			ite all nore	onal us	e of ve	hicles in	cludina	commu	ting by				Yes	No
37	-										ung, by				100	
		oloyees? maintain a written									W VOUR					
38																***************************************
		es? See the instru														
39		reat all use of veh														<u> </u>
40		provide more than				n inton	mation t	rom you	r employ	ees ab	out the					
		ne vehicles, and re														<u> </u>
41		meet the requirem														<u> </u>
	Note: If	your answer to 37	, 38, 39, 40, or 4	1 is "Yes," (do not com	iplete S	Section	B for the	covered	vehicle	es				<u> </u>	
<u>Pa</u>	art VI	Amortization								I		(e)				
				(b))			(c)		(d	1)	Amortiza			(f)	
		(a)		Date amo	rtization			rtizable		Co sect		period		Amortiza	tion for th	is year
		Description of costs		begi	113	L	ar	nount		360	1011	percent	aye			
42	Amortiza	tion of costs that t	oegins during yo	ur 2009 tax	year (see	instruc	tions):									
						<u> </u>										
43	Amortiza	tion of costs that t	pegan before you	ur 2009 tax	year								43			
44		dd amounts in colu											44	www.		
														F	orm 456	2 (2009)

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Federal Statements

Transportation Services

Statement 1 - Schedule C, Part V - Other Expenses

Description	Amount
Bank Service Charges	\$ 20,763
Broker Fees	100
Cable/Internet	1,299
Compliance Fees	19,777
Damage	13,623
Documentation Fees	975
Driver Physical	535
Driver Qualification	255
Drug Testing	1,501
Dues & Subscription	2,495
Finance Charges	43,743
Fuel	662,801
Gas	1,435
Travel-Hotel	24,008
Licenses & Permits	1,790
Locksmith & Keys	57
Medical	5,367
Miscellaneous Expense	623
Payment Fees	18,381
Payroll Service Fees	5,203
Postage	3,634
Public Relations	647
Repo Fees	785
Security	847
Telephone	15,339
Tolls	19,802
Towing	4,199
Truck Misc Expense	1,163
Truck Supplies	5,917
Truck Wash	5,421
Total	\$ 882,485

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Federal Statements

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Transportation Services
Statement 2 - Form 4562, Line 26 - Property Used More Than 50% in a Qualified Business

Property

	туре							
Date	Bus %	Cost	Dep Basis	<u>Per</u>	<u>Method</u>	Deduct	<u>Sec 179</u>	
Fax/Copier/Pri								
3/04/	08 100.00	\$ 735	\$ 735	5.0	200DBHY	\$ 235	Ş	
Computer-Deskt	ор							
4/24/	08 100.00	838	838	5.0	200DBHY	268		
Dell Computer								
5/29/	08 100.00	1,116	1,116	5.0	200DBHY	357		
2002 Ford Crow	m Victoria							
12/15/	08 100.00	4,100	4,100	5.0	200DBHY	656		
Total	5	\$ 6 , 789	\$ 6,789			\$ 1,516	\$ 0	

Year Ending: December 31, 2009

-1057

9098

Todd L Oliver, Sr. 104 Stumpy Lake Court Suffolk, VA 23434

Electing out of the 50% Bonus Depreciation Allowance for All Eligible Depreciable Property

The taxpayer elects out of the 50% first-year bonus depreciation allowance under IRC Section 168(k) for all eligible asset classes of depreciable property acquired after December 31, 2007. This election applies to all qualified 50% bonus depreciation property placed in service during the tax year.

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FYE: 12/31/2009

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Federal Asset Report Transportation Services

<u>Asset</u>	Description	Date In Service	Cost	Bus Sec % 179Bonus	Basis for Depr	Per Conv Meth	Prior	Current
<u>5-year</u> 23 24	• GDS Property: Dell Computer Printer	1/08/09 11/12/09	827 1,050 1,877		827 1,050 1,877	5 MQ200DB 5 MQ200DB	0 0	290 53 343
Prior 5 6 7 8 9 10 11 12 15 16 17 18 19 20 21	MACRS: Trailer #T1 Truck #2 Trailer #T2 Truck #3 Trailer #T3 Truck #7 Trailer #T7 Truck #8 Truck #10 Trailer #T10 Truck #11 Trailer #T11 Truck #12 Trailer #T12 Truck #450	1/02/08 1/11/08 1/11/08 1/11/08 1/11/08 2/21/08 2/21/08 2/21/08 3/07/08 9/10/08 9/10/08 10/29/08 10/29/08 10/29/08 3/16/08	75,778 152,239 77,287 148,589 78,208 155,543 76,269 100,182 104,280 57,513 130,000 52,620 130,000 52,620 60,413 1,451,541	-	75,778 152,239 77,287 148,589 78,208 155,543 76,269 100,182 104,280 57,513 130,000 52,620 130,000 52,620 60,413 1,451,541	5 HY 200DB 3 HY 200DB 5 HY 200DB 5 HY 200DB 5 HY 200DB 5 HY 200DB 3 HY 200DB 3 HY 200DB 3 HY 200DB 3 HY 200DB 5 HY 200DB 5 HY 200DB 5 HY 200DB 5 HY 200DB 6 HY 200DB 7 HY 200DB 8 HY 200DB 9 HY 200DB	15,156 50,746 15,457 49,530 15,642 51,848 15,254 33,394 34,760 11,503 43,333 10,524 43,333 10,524 20,138	24,249 67,662 24,732 66,039 25,026 69,130 24,406 44,525 46,347 18,404 57,778 16,838 57,778 16,838 26,850 586,602
Listed 1 2 3 22	Property: Fax/Copier/Printer Computer-Desktop Dell Computer 2002 Ford Crown Victoria Sold/Scrapped: 7/10/09 Grand Totals Less: Dispositions and Transfe Less: Start-up/Org Expense		735 838 1,116 4,100 6,789 1,460,207 4,100 0	<u>-</u> #	735 838 1,116 4,100 6,789 1,460,207 4,100 0	5 HY 200DB 5 HY 200DB 5 HY 200DB 5 HY 200DB	147 168 223 820 1,358 422,500 820 0	235 268 357 656 1,516 588,461 656 0
	Net Grand Totals		1,456,107	=	1,456,107	=	421,680	587,805